

United States Court of Appeals for the Federal Circuit

2010-1406

THE ASSOCIATION FOR MOLECULAR PATHOLOGY,
THE AMERICAN COLLEGE OF MEDICAL GENETICS,
THE AMERICAN SOCIETY FOR CLINICAL PATHOLOGY,
THE COLLEGE OF AMERICAN PATHOLOGISTS, HAIG KAZAZIAN, MD,
ARUPA GANGULY, PhD, WENDY CHUNG, MD, PhD, HARRY OSTRER, MD,
DAVID LEDBETTER, PhD, STEPHEN WARREN, PhD, ELLEN MATLOFF, M.S.,
ELSA REICH, M.S., BREAST CANCER ACTION,
BOSTON WOMEN'S HEALTH BOOK COLLECTIVE, LISBETH CERIANI,
RUNI LIMARY, GENAE GIRARD, PATRICE FORTUNE,
VICKY THOMASON, and KATHLEEN RAKER,

Plaintiffs-Appellees,

v.

UNITED STATES PATENT AND TRADEMARK OFFICE,

Defendant,

and

MYRIAD GENETICS, INC.,

Defendant-Appellant,

and

LORRIS BETZ, ROGER BOYER, JACK BRITTAINE, ARNOLD B. COMBE,
RAYMOND GESTELAND, JAMES U. JENSEN, JOHN KENDALL MORRIS,
THOMAS PARKS, DAVID W. PERSHING, and MICHAEL K. YOUNG,
in their official capacity as Directors of the University of Utah Research Foundation,

Defendants-Appellants.

Judgment

ON APPEAL from the United States District Court for the
Southern District of New York
in CASE NO(S). 09-CV-4515

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

AFFIRMED IN PART AND REVERSED IN PART

ENTERED BY ORDER OF THE COURT

Janssen / CMC

DATED AUG 16 2012

Jan Horbaly, Clerk

Issued as Mandate: OCT 12 2012

COSTS:

COSTS.
Printing \$ 6,297.84
Total \$ 6,297.84

148

Form 24

FORM 24. Bill of Costs

BILL OF COSTS (File original and three copies with the Clerk within 14 days of judgment.)

Docket No(s): A: 2010-1406

Association for Molecular v. PTO
Caption: B:

The Clerk is requested to tax the following costs against: C: Plaintiffs-Appellees

ITEM	Number of copies	Number of pages	Actual cost	Allowable cost	Total billed	Total taxed
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Brief (copying and collating) FILED U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT	G: 16	H: 77		0.08	98.56	98.56
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Appendix (copying and collating)	G: 16	H: 3,051		0.08	3,905.28	3,905.28
Reply Brief (original) JAN HORBALY CLERK	xxxxx	E: 45		6.00	270.00	270.00
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Other (describe): SEE ATTACHED	I:	J:		0.08		
GRAND TOTALS	Subtotal from Attachment: \$569.20				6297.84	\$ 6,297.84

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I, K: Jennifer L. Swize, swear under penalty of perjury that the services for which costs are taxed were

necessarily performed. Itemized statements of the costs incurred or invoices are attached. Copies of this bill were served on all parties. The certificate of service is attached.

Signature: Jennifer L. Swize Date: Aug. 30, 2012 Attorney for: L: Myriad Genetics, Defendant-AppelleeUnited States Court of Appeals
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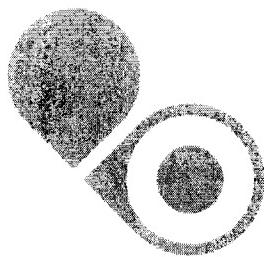
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Attachment to Form 24. Bill of Costs

Docket No: 2010-1406Caption: Association for Molecular v. PTO

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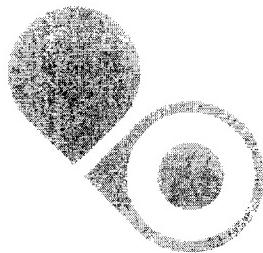
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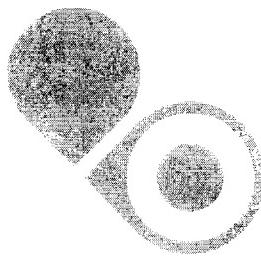
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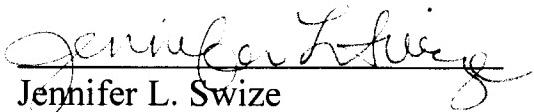
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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a copy of the foregoing Bill of Costs was served by UPS (overnight delivery) on August 30, 2012, upon the following principal counsel for Plaintiffs-Appellees:

Christopher A. Hansen, Esq.
American Civil Liberties Union
125 Broad Street
18th Floor
New York, New York 10004
Counsel for Plaintiffs-Appellees


Jennifer L. Swize
Attorney For Appellants

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August 30, 2012

VIA HAND DELIVERY

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AUG 31 2012

United States Court of Appeals
For The Federal Circuit

Re: Association for Molecular Pathology v. PTO, 2010-1406

Dear Mr. Horbaly:

Enclosed please find Defendant-Appellant Myriad Genetic, Inc.'s bill of costs, filed on August 30, 2012. An original and three copies for the Court are provided. Also enclosed is an additional copy. Please date-stamp the additional copy and return to me by the enclosed envelope.

Thank you very much.

Respectfully submitted,



Jennifer L. Swize
Attorney for Defendants-Appellants

cc: Christopher A. Hansen, Esq.